



FEB 09 2001

#3

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

BENCEN & VAN DYKE  
1630 HILLCREST STREET  
ORLANDO, FL 32803

In re Application of :  
GROOMS et al. :  
U.S. Serial No.: 09/701,933 :  
PCT Application No.: PCT/US98/17769 :  
Int. Filing Date: 25 August 1998 :  
Priority Date: 27 August 1997 :  
Attorney Docket No.: TB-104IA US :  
For: CORTICAL BONE CERVICAL SMITH- :  
ROBINSON FUSION IMPLANT :

DECISION ON PETITION TO  
REVIVE UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 01 December 2000 in the above-captioned application is hereby GRANTED as follows:

Applicant's statement that the "entire delay in filing the required reply from the due date for the reply until the filing of this petition under 37 CFR 1.137(b) was unintentional" meets the requirements of 37 CFR 1.137(b)(3).

A review of the application file reveals that the required petition fee of \$1240 has been paid and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing including issuance of the Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration executed by the inventors and the \$130 surcharge for filing the oath or declaration after the thirty month period is required.



Cynthia M. Kratz  
Petitions Attorney  
PCT Legal Office  
Telephone: (703) 306-5467